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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,)	No. CR- 12-702 PJH
)	
Plaintiff,)	STIPULATION AND PROPOSED
)	ORDER PERMITTING PASS FOR
vs.)	DINNER AND TIME AT STORAGE
)	FACILITY
ERASMO HERNANDEZ,)	
)	
Defendant.)	
_____)	

On October 25, 2012, this Court ordered that Erasmo Hernandez be released from custody to reside at the home of his wife in Concord. The Court ordered that Mr. Hernandez would be subject to electronic monitoring and would be on lockdown.

Mr. Hernandez has been home for almost six months. He has been confined to the house save for Narcotics Anonymous meetings and English language classes. This Court has also permitted him to spend one hour per day exercising outdoors.

Mr. Hernandez and his wife would like to go to dinner on Monday, April 22, 2013. They will go to dinner in at the Cheesecake Factory in Walnut Creek, and seek permission for Mr. Hernandez to be outside the home between 5:00 p.m. and 10:00 p.m. on that day for the dinner, allowing for traffic. Mr. Hernandez has been permitted to go to dinner on

1 two occasions in the past without any incident.

2 Further, Mr. Hernandez and his wife need time to go through and organize
3 belongings Mr. Hernandez has in a storage facility near their home. He therefore requests
4 permission to go to A-1 Storage in Concord between 9:00 a.m. and 3:00 p.m. on this
5 Saturday, April 20, 2013.

6 Neither Mr. Hernandez's United States Pretrial Services Officer or the government
7 object to this request.
8

9 Dated: April 18, 2013

/S/

NED SMOCK
Assistant Federal Public Defender

11 Dated: April 18, 2013

/S/

CHINHAYI CADET
Assistant United States Attorney

14
15
16 **~~PROPOSED~~ ORDER**

17 Good cause appearing therefore, it is the ORDER of this Court that the release
18 conditions of defendant Erasmo Hernandez shall be modified to permit him to go to dinner
19 in Walnut Creek on Monday, April 22, 2013 between 5:00 p.m. and 10:00 p.m., and to
20 permit him to go to the storage facility in Concord on Saturday, April 20, 2013 between
21 9:00 a.m. and 3:00 p.m.
22

23 Dated: April 18, 2013



HON. KANDIS WESTMORE
United States Magistrate Judge